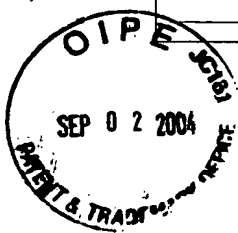


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Carl J. Roof 37,708  
Name of Attorney/Agent Registration No.

Carl J. Roof  
Signature of Attorney or Agent

1FW



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/726,309  
Applicant(s) : David Andrew Dalton, et al.  
Filed : December 2, 2003  
Title : CONTAINER, METHOD, AND APPARATUS TO  
PROVIDE FRESHER PACKED COFFEE  
TC/A.U. : 1761  
Examiner : Maureen C. Donovan  
Conf. No. : 3111  
Docket No. : 9454  
Customer No. : 27752

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is responsive to the Notice of Non-Compliant Amendment dated August 18, 2004, which set a thirty (30) day period for response. Please enter the following amendment. As is the non-compliant amendment was a preliminary amendment, no fees are due.

Amendments to the Specification begin on page 2 of this paper.

Remarks begin on page 3 of this paper.